



In re Application of: PARIKH et al.  
 Application No. 09/443,863  
 Filed: November 19, 1999  
 For: DISPERSIBLE PHOSPHOLIPID STABILIZED MICROPARTICLES

COMMISSIONER FOR PATENTS  
 Washington, D.C. 20231

Sir:

Transmitted herewith is a response to an office action in the subject application.

☐ Applicants claim small entity status of this application under 37 CFR 1.27.

☒ Petition for Extension of Time

- ☐ Applicants petition for a two-month extension of time under 37 CFR 1.136, the fee for which is \$400.00 (enclosed).  
☐ Applicants believe that no petition for an extension of time is necessary. However, to the extent that such petition is deemed necessary, Applicants hereby petition for a sufficient extension of time to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.

☐ No additional claim fee is required.

☐ Other:

The claim fee has been calculated as shown below:

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADDIT. CLAIM FEE	RATE	ADDIT. CLAIM FEE
TOTAL	47	MINUS	46	=1	x 9=	\$	x 18=	\$18.00
INDEPENDENT	3	MINUS	3	=0	x 42=	\$	x 84=	\$
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 140=	\$	+ 280=	\$
					TOTAL	\$	TOTAL	\$18.00

☒ Please charge my Deposit Account No. 12-1216 in the amount of \$418.00. A duplicate copy of this sheet is attached.

☐ A check in the amount of \$ is attached.

☒ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216. A duplicate copy of this sheet is attached.

- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.  
☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

*Shannon Schemel*

Shannon Schemel, Reg. No. 47,926  
 LEYDIG, VOIT & MAYER  
 700 Thirteenth Street, N.W., Suite 300  
 Washington, DC 20005-3960  
 (202) 737-6770 (telephone)  
 (202) 737-6776 (facsimile)

Date:

December 9, 2002

SDS:ves

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DEC 11 2002

TECH CENTER 1600/2900

1615#



26/ Dec 7  
Extention 2002

Attorney Docket No. 401930/SKYE PHARM

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

PARIKH et al.

Application No. 09/443,863

Art Unit: 1615

Filed: November 19, 1999

Examiner: G. Kishore

For: DISPERSIBLE PHOSPHOLIPID  
STABILIZED MICROPARTICLES

Be  
12-31-02

RESPONSE TO OFFICE ACTION

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In response to the Official Action mailed July 8, 2002, Applicants petition for a two month extension of time, extending the date for response to and including December 8, 2002, submit the requisite fee therefor, and request that the following remarks be considered and the referenced application be amended as shown below.

This response constitutes the submission required to make the Request for Continued Examination filed on October 8, 2002, proper. A copy of the Notice of Improper Request for Continued Examination is enclosed herewith.

Copies of pages showing the requested changes are attached.

AMENDMENTS

IN THE SPECIFICATION:

12/10/2002 SSESHE1 00000049 121216 09443863  
01 FC:1202 18.00 CH  
02 FC:1252 400.00 CH

Replace the paragraph beginning at page 3, line 24 with:

71  
This invention is directed to an improvement in the dispersibility of micronized particles through the specific selection of excipients and methodology necessary to recover the primary particles. Inherent in this approach is the ability to produce stable aqueous suspensions of micron or submicron sized particles of water insoluble or poorly water-soluble